

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Applicant	: W. Jeffrey Mitchem, et al.	
Appln. No.	: 10/613,627	Confirmation No: 4350
Filed	: July 2, 2003	Group Art Unit: 2616
Title	: Method for Scoring Queued Frames for Selective Transmission Through a Switch	Examiner: Qureshi, Afsar M.

**COMMENTS ON STATEMENTS OF REASONS FOR ALLOWANCE**

Mail Stop ISSUE FEE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**COMMENTS ON STATEMENTS OF REASONS FOR ALLOWANCE**

The Applicant acknowledges with appreciation the allowance of claims 1-23 by the Examiner. The Applicant agrees with the Examiner's Statement of Reasons for Allowance to the extent that claims 1-23 are patentable over the references in the record.

However, the Applicant expressly traverses the Examiner's Statement of Reasons for Allowance to the extent that any statement is intended to or has the intended effect of limiting a claim scope, explicitly or implicitly, by not reciting verbatim the respective claim language, or is intended to or has the effect of limiting a claim scope by stating or implying that all the reasons for patentability are in any way fully enumerated. The Applicant specifically does not acquiesce or agree in any manner as to any assertion in Examiner's statements that may be interpreted to narrow the claims to less than their recited scope.

In particular, the Examiner attempts to describe the independent claims in one paragraph in his Notice of Allowability. The Applicant does disagree with the Examiner's one paragraph description of the independent claims in the Notice of Allowability to the extent that it may narrow the claims beyond their recited scope. The Applicant asserts that each claim should be interpreted independently and should not be limited or narrowed on the basis of the Examiner's one paragraph description. Claims 1-23 are patentable in view of the cited prior art and the scope of the allowed claims should in no way be limited to the rationale cited by the Examiner.

If there are any questions, please contact the undersigned attorney.

Dated: March 20, 2008.

Respectfully submitted,



Damon A. Rieth  
Registration No. 52,167  
Attorney for Applicant  
USPTO Customer No. 48929

Hensley Kim & Holzer, LLC  
1660 Lincoln Street, Suite 3000  
Denver, Colorado 80264  
Tel: 720-377-0770  
Fax: 720-377-0777